

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Order Instituting
Investigation on the Commission's Own Motion,
Notice of Opportunity for To Be Heard, and
Order to Show Cause Regarding the Operations
and Practices of Arnold Ray Baeza, an Individual
Doing Business as Best Movers.

Investigation 04-02-008
(Filed February 11, 2004)

**ADMINISTRATIVE LAW JUDGE'S RULING
SETTING PREHEARING CONFERENCE AND
DIRECTING THE FILING OF PREHEARING CONFERENCE STATEMENTS**

This ruling directs Respondent Arnold Ray Baeza, an individual doing business as Best Movers (Baeza), as well as the Commission's Consumer Protection and Safety Division (CPSD) to attend a prehearing conference on Thursday, April 22, 2004, at 11 a.m., in the Commission Courtroom, State Office Building, 320 West 4th Street, Suite 500, Los Angeles, California. The failure of Baeza to appear at the prehearing conference may subject Baeza to sanctions in addition to those set forth in the Order Instituting Investigation, Notice of Opportunity to Be Heard, and Order to Show Cause (collectively OII/OSC).

Background

On February 11, 2004, the Commission issued the OII/OSC giving Baeza notice and an opportunity for a hearing, and ordering him to show cause, if any, at the hearing why Baeza should not be found in contempt of the Commission and fined and penalized for failing to comply with Commission Decision 02-05-028 and with any other pertinent Commission order, decision,

rule, regulation, direction, demand, requirement, or California Public Utilities Code statute.

Prehearing Conference

This ruling sets a prehearing conference on Thursday, April 22, 2004, at 11 a.m., in the Commission Courtroom, State Office Building, 320 West 4th Street, Suite 500, Los Angeles, California. At the prehearing conference, the Commission may address the schedule of the proceeding, more clearly formulate the issues, arrange for the exchange of proposed exhibits or prepared testimony, and address other matters as may expedite the orderly conduct and disposition of the proceeding.

Prehearing Conference Statements

No later than Tuesday, April 13, 2004, both CPSD and Baeza are directed to file prehearing conference statements addressing the following issues:

- Recommended schedule for the proceeding (dates for exchanging prepared testimony; for hearings, briefing, etc.) to enable the Commission to resolve this case no later than 12 months from the date of filing the proceeding (see Pub. Util. Code § 1701.2(d));
- Identification of the principal factual and legal issues and the evidentiary bases for claims and defenses (other than the facts and legal issues set forth in the OII/OSC);
- Anticipated witnesses;
- Anticipated discovery issues;
- Other topics as the interest of justice and efficient case management require.

All parties should serve the prehearing conference statements on the attached service list as well as on assigned Administrative Law Judge (ALJ) Janet Econome, 505 Van Ness Avenue, Room 5113, San Francisco, CA 94102 (ALJ

Econome's e-mail address is jjj@cpuc.ca.gov), and Assigned Commissioner Brown's Advisor, Belinda Gatti, 505 Van Ness Avenue, 5th Floor, San Francisco, CA 94102 (Ms. Gatti's e-mail address is beg@cpuc.ca.gov).

IT IS RULED that:

1. The Commission will hold a prehearing conference on Thursday, April 22, 2004, at 11 a.m., in the Commission Courtroom, State Office Building, 320 West 4th Street, Suite 500, Los Angeles, California.
2. Parties should file prehearing conference statements as set forth in the ruling no later than Tuesday, April 13, 2004.

Dated March 11, 2004, at San Francisco, California.

/s/ JANET A. ECONOME

Janet A. Econome
Administrative Law Judge

ATTACHMENT Service List

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******* INFORMATION ONLY *******

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(END OF ATTACHMENT)

CERTIFICATE OF SERVICE

I certify that I have by mail this day served a true copy of the original attached Administrative Law Judge's Ruling Setting Prehearing Conference and Directing the Filing of Prehearing Conference Statements on all parties of record in this proceeding or their attorneys of record.

Dated March 11, 2004, at San Francisco, California.

/s/ KE HUANG

Ke Huang

N O T I C E

Parties should notify the Process Office, Public Utilities Commission, 505 Van Ness Avenue, Room 2000, San Francisco, CA 94102, of any change of address to ensure that they continue to receive documents. You must indicate the proceeding number on the service list on which your name appears.

The Commission's policy is to schedule hearings (meetings, workshops, etc.) in locations that are accessible to people with disabilities. To verify that a particular location is accessible, call: Calendar Clerk (415) 703-1203.

If specialized accommodations for the disabled are needed, e.g., sign language interpreters, those making the arrangements must call the Public Advisor at (415) 703-2074, TTY 1-866-836-7825 or (415) 703-5282 at least three working days in advance of the event.